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12
13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

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16 COMMUNITIES FOR A BETTER
17 ENVIRONMENT a California non-profit
18 corporation, and BAYKEEPER,
a California non-profit corporation;

19 Plaintiffs,

20 vs.

21 OWENS ILLINOIS, dba OWENS
BROCKWAY, a corporation

22 Defendant
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Case No. C 06 7853 JSW

STIPULATION AND
[PROPOSED] SCHEDULING ORDER

Date: No hearing
Judge: Hon. Jeffrey S. White

(Federal Water Pollution Control Act,
33 U.S.C. §§ 1251 et seq.)

1 WHEREAS, Communities for a Better Environment, Baykeeper ("Plaintiffs") and Owens-
2 Brockway Glass Container Inc., erroneously sued herein as Owens Illinois, dba Owens-Brockway,
3 (collectively "Parties") are engaged in good-faith settlement negotiations;

4 WHEREAS, the deadline for mediation is August 28, 2007;

5 WHEREAS, Daniel Bowling has been assigned as the Mediator for this case but is
6 unavailable until mid-September;

7 WHEREAS, Mr. Bowling is the Parties' preferred neutral and the Parties wish to
8 accommodate Mr. Bowling's schedule;

9 GOOD CAUSE APPEARING THEREFORE, the Parties Stipulate and Propose that the
10 mediation deadline be extended to September 28, 2007.

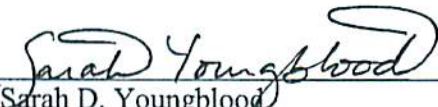
11
12 Dated: August 1, 2007


Shana Lazerow
Attorney for Plaintiff
COMMUNITIES FOR A BETTER ENVIRONMENT

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17 Dated: August 1, 2007

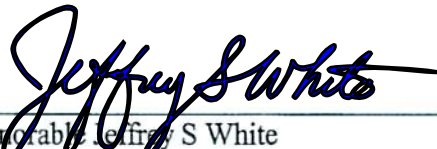

Amy Chastain
Attorney for Plaintiff BAYKEEPER

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21 Dated: August 1, 2007


Sarah D. Youngblood
SCHIFF HARDIN LLP
Attorneys for Defendant
OWENS-BROCKWAY GLASS CONTAINER INC,
sued herein as OWENS ILLINOIS dba OWENS
BROCKWAY

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25 IT IS SO ORDERED.

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27 Date: August 3, 2007


Honorable Jeffrey S. White
Federal District Court Judge